



PATENT #11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Millard E. Sweatt et al.
APPLICATION NO.: 09/925,109
FILING DATE: August 8, 2001
TITLE: Method & System for Remote Television Replay Control
EXAMINER: Not Yet Known
GROUP ART UNIT: 2152
ATTY. DKT. NO.: 22407-05391

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box DAC, Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

| | | | |
|---|------------------------------------|--------|----------|
| Signature: | <i>Laura Majerus</i> | | |
| Typed or Printed Name: | Laura A. Majerus, Reg. No.: 33,417 | Dated: | 10/30/02 |
| Express Mail Mailing Number (optional): | | | |

BOX DAC
COMMISSIONER FOR PATENTS
WASHINGTON, DC. 20231

RECEIVED

NOV 06 2002

Adjustment date: 04/23/2003 AKELLEY
11/06/2002 AWONDAF1 00000048 09925109
-130.00 0P
01 FC:1460

Repln. Ref: 04/23/2003 AKELLEY 0008160600
DAH:192555 Name/Number:09925109
FC: 9204 \$130.00 CR

SIR:

PETITION UNDER 37 C.F.R. 1.53

OFFICE OF PETITIONS

This is a Petition under 37 C.F.R. 1.53 to correct the filing date of the above-referenced utility patent application to reflect the correct filing date of August 8, 2001. Applicants attach as Exhibit A, a copy of the Filing Receipt dated January 18, 2002, indicating an incorrect filing date of August 9, 2001.

A copy of the "Express Mail" mailing label showing the "date-in stamp" is missing from Applicants' files and apparently was not returned to the file when the application was mailed. A copy of the non-dated Express Mail receipt No. EL566298331US is attached as Exhibit B. Accordingly, Applicants submit the USPS Shipping History obtained online at http://trkcfrm1.smi.usps.com/netdata-cgi/db2www/cbd_243.d2w/detail for the corresponding

11/06/2002 AWONDAF1 00000048 09925109
01 FC:1460 130.00 0P

"Express Mail" mailing label to show the date of deposit of the above-referenced application as August 8, 2001. The Shipping History is attached as Exhibit C.

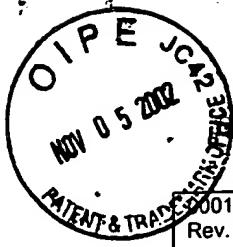
Applicants respectfully request that the filing date be corrected to August 8, 2001.

Respectfully submitted,

Dated: Oct 30, 2002

By: Laura Majeris
Laura A. Majerus, Reg. No.: 32,417
Fenwick & West LLP
Two Palo Alto Square
Palo Alto, CA 94306
Tel.: (415)875-2332
Fax.: (650) 494-1417

RECEIVED
NOV 06 2002
OFFICE OF PETITIONS



2001/PTO
Rev. 10/95

PTO/SB/21 (modified)
Approved for use through xx/xx/xx, OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Box DAC

U.S. Department of Commerce
Patent and Trademark Office

Application Number

09/925,109

Filing Date

August 8, 2001

First Named Inventor

Millard E. Sweatt III

Group Art Unit Number

2152

Examiner Name

Not Yet Known

Total Number of Pages in This Submission

10

Attorney Docket Number

22407-05391

TRANSMITTAL FORM

(to be used for all correspondence during pendency of filed application)

ENCLOSURES (check all that apply)

| | |
|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) | <input type="checkbox"/> Issue Fee Transmittal |
| <input checked="" type="checkbox"/> Check Enclosed | <input type="checkbox"/> Letter to Chief Draftsperson |
| <input checked="" type="checkbox"/> Return Receipt Postcard | <input type="checkbox"/> Formal Drawing(s): |
| <input type="checkbox"/> Response to Notice to File Missing Parts | <input type="checkbox"/> [] Sheet(s) of Figure(s) [] |
| <input type="checkbox"/> Assignment & Recordation Cover Sheet | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Declaration | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> Power of Attorney | <input type="checkbox"/> Certified Copy of Priority Document(s) |
| <input type="checkbox"/> Application Data Sheet | <input type="checkbox"/> After Allowance Communication to Group |
| <input type="checkbox"/> Information Disclosure Statement & PTO-1449 | <input checked="" type="checkbox"/> Petition Under 37 C.F.R. 1.53 |
| <input type="checkbox"/> Copies of IDS Cited References | <input checked="" type="checkbox"/> Copy of Filing Receipt (Exhibit A) |
| <input type="checkbox"/> Request for Corrected Filing Receipt | <input checked="" type="checkbox"/> Copy of Postcard and Express Mail Receipt (Exhibit A) |
| <input type="checkbox"/> Request for Correction of Recorded Assignment | <input checked="" type="checkbox"/> Copy of Express Mail (Exhibit B) |
| <input type="checkbox"/> Amendment/Response: [] Page(s) | <input type="checkbox"/> |
| <input type="checkbox"/> After Final | <input type="checkbox"/> |
| <input type="checkbox"/> Status Request | <input type="checkbox"/> |
| <input type="checkbox"/> Revocation and Substitute Power of Attorney | <input type="checkbox"/> |

REMARKS:

SIGNATURE OF ATTORNEY OR AGENT

| | | |
|--------------------|-----------------------------------|-----------------|
| Signature: | <i>Laura Majer</i> | |
| Attorney/Reg. No.: | Laura A. Majerus, Reg. No. 33,477 | Dated: 10/30/02 |

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box DAC, Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

| | | |
|---|--------------------|-----------------|
| Signature: | <i>Laura Majer</i> | |
| Typed or Printed Name: | Laura A. Majerus | Dated: 10/30/02 |
| Express Mail Mailing Number (optional): | | |

RECEIVED

NOV 06 2002

OFFICE OF PETITIONS

00651-0032 (modified)
Rev. 10/2001U.S. Department of Commerce
Patent and Trademark Office

FEE TRANSMITTAL

TOTAL AMOUNT OF PAYMENT

Subtotal (1) + Subtotal (2) + Subtotal (3) = **(\$130.00)**

Complete if Known

| | |
|----------------------|-----------------------|
| Application Number | 09/925,109 |
| Filing Date | August 8, 2001 |
| First Named Inventor | Millard E. Sweatt III |
| Group Art Unit | 2152 |
| Examiner Name | Not Yet Known |

RECEIVED

NOV 06 2002

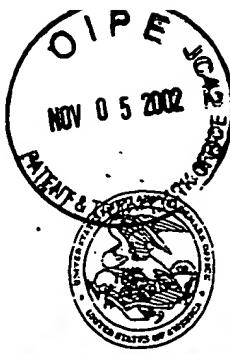
OFFICE OF PETITIONS

Attorney Docket Number 22407-05391

| METHOD OF PAYMENT | | FEE CALCULATION (continued) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|--|------------------------------|--|------------------------------|-----------------|----------|------------------------------|------------------------------|-----------------|----------|-----------------------------------|-----------|-------------------------------------|--------------------------|----------|----------|--|----------|-------------|---|--|--|-----------|----------|--|------------------------|---------------------------------|-----------|---|---------|-----------|-----------|--|--|-------------|-----------|---|--|-------------|-----------|--|--|-----------|-----------|------------------|--|-------------|-----------|--|--|-------------|-----------|--------------------------------|--|-----------|-----------|------------------|--|-----------|-----------|-------------------------------|-----|-----------|-----------|--|--|-----------|-----------|---|--|----------|----------|--|--|-----------|-----------|---|--|-----------|-----------|--|--|----------------------|--|--|--|----------------------|--|--|--|--|--|--------------------------------|--|--|--|--|--|------------------------------|------------------------------|-----------------|----------|---------|------------------------|----------|----------|-----------------------------------|-----------|-----------|--------------------------|----------|----------|---|----------|---------|---|--|--|--|--|-----|------------------------|---------------------------------|---------|-----|---------|-------|--|---------|--|---|--|-------|--|--------|--|---|--|--|--|--|--|--|--|--|--|---|--|--|--|--|--|------------------------------|--|--|--|
| 1. The Commissioner is hereby authorized to: <input type="checkbox"/> Charge the indicated fees to the below mentioned deposit account. <input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account. [†] <input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27 | | 3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code/Fee</th> <th>Small Entity Fee Code/Fee</th> <th>Fee Description</th> <th>Fee Due</th> </tr> </thead> <tbody> <tr><td>105/\$130</td><td>205/\$65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127/\$50</td><td>227/\$25</td><td>Surcharge-late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>147/\$2,520</td><td>147/\$2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>115/\$110</td><td>215/\$55</td><td>Extension for response within first month[†]</td><td></td></tr> <tr><td>116/\$400</td><td>216/\$200</td><td>Extension for response within second month[†]</td><td></td></tr> <tr><td>117/\$920</td><td>217/\$480</td><td>Extension for response within third month[†]</td><td></td></tr> <tr><td>118/\$1,440</td><td>218/\$720</td><td>Extension for response within fourth month[†]</td><td></td></tr> <tr><td>128/\$1,960</td><td>228/\$980</td><td>Extension for response within fifth month[†]</td><td></td></tr> <tr><td>119/\$320</td><td>219/\$160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>141/\$1,280</td><td>241/\$640</td><td>Petition to revive unintentionally abandoned application</td><td></td></tr> <tr><td>142/\$1,280</td><td>242/\$640</td><td>Utility Issue Fee (Or Reissue)</td><td></td></tr> <tr><td>143/\$460</td><td>243/\$230</td><td>Design Issue Fee</td><td></td></tr> <tr><td>122/\$130</td><td>122/\$130</td><td>Petitions to the Commissioner</td><td>130</td></tr> <tr><td>126/\$180</td><td>126/\$180</td><td>Submission of Information Disclosure Statement</td><td></td></tr> <tr><td>179/\$740</td><td>279/\$370</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>581/\$40</td><td>581/\$40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>146/\$740</td><td>246/\$370</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>149/\$740</td><td>249/\$370</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td colspan="4">Other fee (specify):</td></tr> <tr><td colspan="4">Other fee (specify):</td></tr> <tr> <td colspan="2"></td> <td colspan="4">SUBTOTAL (3) (\$130.00)</td> </tr> <tr> <td colspan="2"> 2. CLAIMS <table border="1"> <thead> <tr> <th>Large Entity Fee Code/Fee</th> <th>Small Entity Fee Code/Fee</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>103/\$18</td><td>203/\$9</td><td>Claims in excess of 20</td></tr> <tr><td>102/\$84</td><td>202/\$42</td><td>Independent claims in excess of 3</td></tr> <tr><td>104/\$280</td><td>204/\$140</td><td>Multiple dependent claim</td></tr> <tr><td>109/\$84</td><td>209/\$42</td><td>Reissue independent claims over original patent</td></tr> <tr><td>110/\$18</td><td>210/\$9</td><td>Reissue claims in excess of 20 and over original patent</td></tr> </tbody> </table> </td> <td colspan="4"> (Col. 1) <table border="1"> <thead> <tr> <th>For</th> <th>No. of Existing Claims</th> <th>Highest No. Previously Paid For</th> <th>Extra**</th> <th>Fee</th> <th>Fee Due</th> </tr> </thead> <tbody> <tr><td>TOTAL</td><td></td><td>20 or 0</td><td></td><td>x</td><td></td></tr> <tr><td>INDEP</td><td></td><td>3 or 0</td><td></td><td>x</td><td></td></tr> </tbody></table> (Col. 2) (Col. 3) </td> </tr> <tr> <td colspan="2"></td> <td colspan="4"> [] First presentation of multiple dependent claim </td> </tr> <tr> <td colspan="2"></td> <td colspan="4"> * Subtract the greater number of Col. 2 ** If the difference between Col. 1 and Col. 2 is less than zero, then enter "0" in Col. 3 </td> </tr> <tr> <td colspan="2"></td> <td colspan="4"> SUBTOTAL (2) (\$0.00) </td> </tr> </tbody> </table> | | | | Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description | Fee Due | 105/\$130 | 205/\$65 | Surcharge - late filing fee or oath | | 127/\$50 | 227/\$25 | Surcharge-late provisional filing fee or cover sheet | | 147/\$2,520 | 147/\$2,520 | For filing a request for reexamination | | 115/\$110 | 215/\$55 | Extension for response within first month [†] | | 116/\$400 | 216/\$200 | Extension for response within second month [†] | | 117/\$920 | 217/\$480 | Extension for response within third month [†] | | 118/\$1,440 | 218/\$720 | Extension for response within fourth month [†] | | 128/\$1,960 | 228/\$980 | Extension for response within fifth month [†] | | 119/\$320 | 219/\$160 | Notice of Appeal | | 141/\$1,280 | 241/\$640 | Petition to revive unintentionally abandoned application | | 142/\$1,280 | 242/\$640 | Utility Issue Fee (Or Reissue) | | 143/\$460 | 243/\$230 | Design Issue Fee | | 122/\$130 | 122/\$130 | Petitions to the Commissioner | 130 | 126/\$180 | 126/\$180 | Submission of Information Disclosure Statement | | 179/\$740 | 279/\$370 | Request for Continued Examination (RCE) | | 581/\$40 | 581/\$40 | Recording each patent assignment per property (times number of properties) | | 146/\$740 | 246/\$370 | Filing a submission after final rejection (37 CFR 1.129(a)) | | 149/\$740 | 249/\$370 | For each additional invention to be examined (37 CFR 1.129(b)) | | Other fee (specify): | | | | Other fee (specify): | | | | | | SUBTOTAL (3) (\$130.00) | | | | 2. CLAIMS <table border="1"> <thead> <tr> <th>Large Entity Fee Code/Fee</th> <th>Small Entity Fee Code/Fee</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>103/\$18</td><td>203/\$9</td><td>Claims in excess of 20</td></tr> <tr><td>102/\$84</td><td>202/\$42</td><td>Independent claims in excess of 3</td></tr> <tr><td>104/\$280</td><td>204/\$140</td><td>Multiple dependent claim</td></tr> <tr><td>109/\$84</td><td>209/\$42</td><td>Reissue independent claims over original patent</td></tr> <tr><td>110/\$18</td><td>210/\$9</td><td>Reissue claims in excess of 20 and over original patent</td></tr> </tbody> </table> | | Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description | 103/\$18 | 203/\$9 | Claims in excess of 20 | 102/\$84 | 202/\$42 | Independent claims in excess of 3 | 104/\$280 | 204/\$140 | Multiple dependent claim | 109/\$84 | 209/\$42 | Reissue independent claims over original patent | 110/\$18 | 210/\$9 | Reissue claims in excess of 20 and over original patent | (Col. 1) <table border="1"> <thead> <tr> <th>For</th> <th>No. of Existing Claims</th> <th>Highest No. Previously Paid For</th> <th>Extra**</th> <th>Fee</th> <th>Fee Due</th> </tr> </thead> <tbody> <tr><td>TOTAL</td><td></td><td>20 or 0</td><td></td><td>x</td><td></td></tr> <tr><td>INDEP</td><td></td><td>3 or 0</td><td></td><td>x</td><td></td></tr> </tbody></table> (Col. 2) (Col. 3) | | | | For | No. of Existing Claims | Highest No. Previously Paid For | Extra** | Fee | Fee Due | TOTAL | | 20 or 0 | | x | | INDEP | | 3 or 0 | | x | | | | [] First presentation of multiple dependent claim | | | | | | * Subtract the greater number of Col. 2 ** If the difference between Col. 1 and Col. 2 is less than zero, then enter "0" in Col. 3 | | | | | | SUBTOTAL (2) (\$0.00) | | | |
| Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description | Fee Due | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 105/\$130 | 205/\$65 | Surcharge - late filing fee or oath | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 127/\$50 | 227/\$25 | Surcharge-late provisional filing fee or cover sheet | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 147/\$2,520 | 147/\$2,520 | For filing a request for reexamination | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 115/\$110 | 215/\$55 | Extension for response within first month [†] | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 116/\$400 | 216/\$200 | Extension for response within second month [†] | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 117/\$920 | 217/\$480 | Extension for response within third month [†] | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 118/\$1,440 | 218/\$720 | Extension for response within fourth month [†] | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 128/\$1,960 | 228/\$980 | Extension for response within fifth month [†] | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 119/\$320 | 219/\$160 | Notice of Appeal | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 141/\$1,280 | 241/\$640 | Petition to revive unintentionally abandoned application | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 142/\$1,280 | 242/\$640 | Utility Issue Fee (Or Reissue) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 143/\$460 | 243/\$230 | Design Issue Fee | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 122/\$130 | 122/\$130 | Petitions to the Commissioner | 130 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 126/\$180 | 126/\$180 | Submission of Information Disclosure Statement | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 179/\$740 | 279/\$370 | Request for Continued Examination (RCE) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 581/\$40 | 581/\$40 | Recording each patent assignment per property (times number of properties) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 146/\$740 | 246/\$370 | Filing a submission after final rejection (37 CFR 1.129(a)) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 149/\$740 | 249/\$370 | For each additional invention to be examined (37 CFR 1.129(b)) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Other fee (specify): | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Other fee (specify): | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | SUBTOTAL (3) (\$130.00) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2. CLAIMS <table border="1"> <thead> <tr> <th>Large Entity Fee Code/Fee</th> <th>Small Entity Fee Code/Fee</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>103/\$18</td><td>203/\$9</td><td>Claims in excess of 20</td></tr> <tr><td>102/\$84</td><td>202/\$42</td><td>Independent claims in excess of 3</td></tr> <tr><td>104/\$280</td><td>204/\$140</td><td>Multiple dependent claim</td></tr> <tr><td>109/\$84</td><td>209/\$42</td><td>Reissue independent claims over original patent</td></tr> <tr><td>110/\$18</td><td>210/\$9</td><td>Reissue claims in excess of 20 and over original patent</td></tr> </tbody> </table> | | Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description | 103/\$18 | 203/\$9 | Claims in excess of 20 | 102/\$84 | 202/\$42 | Independent claims in excess of 3 | 104/\$280 | 204/\$140 | Multiple dependent claim | 109/\$84 | 209/\$42 | Reissue independent claims over original patent | 110/\$18 | 210/\$9 | Reissue claims in excess of 20 and over original patent | (Col. 1) <table border="1"> <thead> <tr> <th>For</th> <th>No. of Existing Claims</th> <th>Highest No. Previously Paid For</th> <th>Extra**</th> <th>Fee</th> <th>Fee Due</th> </tr> </thead> <tbody> <tr><td>TOTAL</td><td></td><td>20 or 0</td><td></td><td>x</td><td></td></tr> <tr><td>INDEP</td><td></td><td>3 or 0</td><td></td><td>x</td><td></td></tr> </tbody></table> (Col. 2) (Col. 3) | | | | For | No. of Existing Claims | Highest No. Previously Paid For | Extra** | Fee | Fee Due | TOTAL | | 20 or 0 | | x | | INDEP | | 3 or 0 | | x | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 103/\$18 | 203/\$9 | Claims in excess of 20 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 102/\$84 | 202/\$42 | Independent claims in excess of 3 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 104/\$280 | 204/\$140 | Multiple dependent claim | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 109/\$84 | 209/\$42 | Reissue independent claims over original patent | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 110/\$18 | 210/\$9 | Reissue claims in excess of 20 and over original patent | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| For | No. of Existing Claims | Highest No. Previously Paid For | Extra** | Fee | Fee Due | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL | | 20 or 0 | | x | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| INDEP | | 3 or 0 | | x | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | [] First presentation of multiple dependent claim | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | * Subtract the greater number of Col. 2 ** If the difference between Col. 1 and Col. 2 is less than zero, then enter "0" in Col. 3 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | SUBTOTAL (2) (\$0.00) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

| SUBMITTED BY | | Complete (if applicable) | |
|-----------------------|----------------------|--------------------------|----------|
| Typed or Printed Name | Laura A. Majerus | Reg. Number | 33,417 |
| Signature | <i>Laura Majerus</i> | Date | 10/30/02 |

[†] Request for Extension of Time per 37 CFR 1.136 (a)(3) made hereby



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY.DOCKET.NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|------------------|--------------|---------------|----------------|----------|------------|------------|
| 09/925,109 | 08/09/2001 08 | 2152 | 2262 | 22407-05391 | 34 | 59 | 12 |

00758
 FENWICK & WEST LLP
 TWO PALO ALTO SQUARE
 PALO ALTO, CA 94306

COPY

CONFIRMATION NO. 2738
 UPDATED FILING RECEIPT

 OC000000007330546

Date Mailed: 01/18/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Millard E. Sweatt III, Menlo Park, CA;
 Don Woodward, Los Altos, CA;
 Chris E. Matichuk, San Jose, CA;
 Gurminder Sunner, San Jose, CA;
 Alain Regnier, Sunnyvale, CA;
 Sunil Mohan, Los Gatos, CA;

COPY

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/223,856 08/08/2000
 AND CLAIMS BENEFIT OF 60/248,313 11/14/2000
 AND CLAIMS BENEFIT OF 60/258,937 12/29/2000
 AND CLAIMS BENEFIT OF 60/258,940 12/29/2000

RECEIVED

NOV 06 2002

OFFICE OF PETITIONS

If Required, Foreign Filing License Granted 09/12/2001

Projected Publication Date: 05/02/2002

Non-Publication Request: No

Early Publication Request: No

Title

Exhibit A

RECEIVED

NOV 06 2002

OFFICE OF PETITIONS



POST OFFICE
TO ADDRESSEE



EL566298331US

DRIVE-IN POSTAL CENTER

DEALER/POSTAL USE ONLY

Mailing Label
Label 11-F July 1997

804,

F02
T12

COPY

CUSTOMER USE ONLY
METHOD OF PAYMENT

X940154

Express Mail Domestic & Int'l

Home Agent, Add'l Mkt

Postal Service & Admin

WAIVER OF SIGNATURE (Domestic Only): Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent. If delivery employee judges that article can be left in secure location and I authorize that delivery employee's signature constitutes valid proof of delivery.

NO DELIVERY

Weekend

Holiday

Customer Signature

FROM: (PLEASE PRINT)

PHONE

Sze-Hang Lo, Esq.

FENWICK & WEST LLP
2 PALO ALTO SQ STE 800
PALO ALTO CA 94306-2105

XXXX-XXXX 22407-05391 SHO/tmt 8/8/01

TO: (PLEASE PRINT)

BOX PATENT APPLICATION

COMMISSIONER FOR PATENTS &
TRADEMARKS
WASHINGTON

DC 20231-0001

PRESS HARD.

You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811

www.usps.gov





[Home](#) | [Sign In](#) | [Find ZIP Codes](#) | [Calculate Postage](#) | [Change Address](#) | [Locate Post Offices](#) | [Track/C](#)

Find Location
Ship
Rates
Supplies
Web Tools

► [Track & Confirm](#)
[Delivery Confirmation™](#)
[Signature Confirmation™](#)

Keyword/Search

COPY

► Shipping Solutions *Track & Confirm*

Shipment History

You entered **EL56 6298 391U S**

Your item was delivered at 6:53am on August 10, 2001 in WASHINGTON, DC 20231 to PATENTS 20231. The item was signed for by D KIRKLAND.

Here is what happened earlier:

- ARRIVAL AT UNIT, August 10, 2001, 4:46am, ZIP Code 20096
- ENROUTE, August 09, 2001, 2:27pm
- ~~ACCEPTANCE, AUGUST 08, 2001, 8:00pm, SAN FRANCISCO, CA 94128~~

[Request Delivery Record >](#)

Track & Confirm

Enter number from shipping receipt field below:



POSTAL INSPECTOR
Preserving the Trust

[site map](#) | [contact us](#) | [FAQs](#) | [search](#) | [keywords](#)

Copyright © 1999-2001 USPS. all rights reserved. [Terms of Use](#) [Privacy Commitment](#)

RECEIVED

NOV 06 2002

OFFICE OF PETITIONS

Exhibit C